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11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 JONATHAN GABRIELLI, an individual,
14 on behalf of himself, the general public,
15 and those similarly situated,

16 Plaintiff,

17 vs.

18 Motorola Mobility LLC,

19 Defendant.

Case No.: 4:24-cv-09533-JST

[Assigned to the Hon. Jon S. Tigar]

**[PROPOSED] ORDER GRANTING
DEFENDANT MOTOROLA
MOBILITY LLC'S MOTION TO
DISMISS PLAINTIFF'S CLASS
ACTION COMPLAINT**

Hearing Date: May 22, 2025

Time: 2:00 P.M.

Courtroom: 6

Complaint filed: December 31, 2024

1 Having considered Defendant Motorola Mobility LLC's Motion to Dismiss
2 Plaintiff's Class Action Complaint, memorandum of points and authorities in support
3 thereof, Request for Judicial Notice in support thereof, all additional documents in
4 support and opposition thereto, all other pleadings and records on file with the Court in
5 this Action, as well as all other arguments and evidence presented to the Court in
6 connection with the Motion, and good cause appearing, **IT IS HEREBY ORDERED**
7 **as follows:**

- 8 • Lenovo's Request for Judicial Notice is **GRANTED**, and this Court will
9 take judicial notice of Exhibits A-D attached thereto; and
- 10 • Lenovo's Motion to Dismiss Plaintiff's Class Action Complaint is
11 **GRANTED**, and Plaintiff's Class Action Complaint is dismissed in its
12 entirety, with prejudice.

13 Date:

14 Hon. Jon S. Tigar
15 United States District Judge
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